Response to Office Action mailed on November 5, 2003

## Amendments to the Claims:

No claim is amended. This listing of claims is provided for reference:

## **Listing of Claims:**

## 1. - 21. (Cancelled)

- (Previously presented) An isolated nucleic acid encoding an antibody, wherein the antibody binds to ErbB3 protein and reduces heregulin-induced formation of an ErbB2-ErbB3 protein complex in a cell which expresses ErbB2 and ErbB3.
- 23. (Previously presented) The isolated nucleic acid of claim 22 wherein the antibody further increases the binding affinity of heregulin for ErbB3 protein.
- 24. (Previously presented) The isolated nucleic acid of claim 22 wherein the antibody further reduces heregulin-induced ErbB2 activation in the cell.
- **25**. (Previously presented) The isolated nucleic acid of claim 22 wherein the antibody is a monoclonal antibody.
- **/26.** (Previously presented) The isolated nucleic acid of claim 22 wherein the antibody is humanized.
- 27. (Previously presented) The isolated nucleic acid of claim 22 wherein the antibody is human.
- 28. (Previously presented) The isolated nucleic acid of claim 22 wherein the antibody is an antibody fragment comprising an antigen binding region.
- (Previously presented) The isolated nucleic acid of claim 28 wherein the antibody 29. fragment is a Fab.

Appl. No. 09/825,584 Amdt. dated May 4, 2004 Response to Office Action mailed on November 5, 2003

- 30. (Previously presented) An isolated nucleic acid encoding an antibody, wherein the antibody binds to ErbB3 protein and increases the binding affinity of heregulin for ErbB3 protein.
- 31. (Previously presented) An isolated nucleic acid encoding an antibody, wherein the antibody binds to ErbB3 protein and reduces heregulin-induced ErbB2 activation in a cell which expresses ErbB2 and ErbB3.
- 32. (Previously presented) An isolated nucleic acid encoding an antibody, wherein the antibody binds to ErbB3 protein and reduces heregulin binding thereto.
- (Previously presented) The isolated nucleic acid of claim 32 wherein the antibody further reduces heregulin-induced ErbB2 activation in a cell which expresses ErbB2 and ErbB3.
- 34. (Previously presented) The isolated nucleic acid of claim 22 wherein the antibody binds to the epitope bound by the 8B8 antibody (ATCC HB-12070).
- 35. (Previously presented) The isolated nucleic acid of claim 22 wherein the antibody has the complementarity determining regions of the 8B8 antibody (ATCC HB-12070).
- (Previously presented) A vector comprising the isolated nucleic acid of claim 22.
- 37. (Previously presented) A host cell comprising the isolated nucleic acid of claim 22.
- 38. (Previously presented) A method for making an antibody comprising culturing the host cell of claim 37 so that the nucleic acid is expressed and recovering the antibody from the host cell culture.
- 39. (Previously presented) The method of claim 38 further comprising conjugating the recovered antibody with a cytotoxic agent or enzyme.
- 40. (Previously presented) A vector comprising the isolated nucleic acid of claim 30.

Appl. No. 09/825,584 Amdt. dated May 4, 2004 Response to Office Action mailed on November 5, 2003

- 41. (Previously presented) A host cell comprising the isolated nucleic acid of claim 30.
- 42. (Previously presented) A method for making an antibody comprising culturing the host cell of claim 41 so that the nucleic acid is expressed and recovering the antibody from the host cell culture.
- (43. (Previously presented) The method of claim 42 further comprising conjugating the recovered antibody with a cytotoxic agent or enzyme.
- 44. (Previously presented) A vector comprising the isolated nucleic acid of claim 31.
- 45. (Previously presented) A host cell comprising the isolated nucleic acid of claim 31.
- 46. (Previously presented) A method for making an antibody comprising culturing the host cell of claim 45 so that the nucleic acid is expressed and recovering the antibody from the host cell culture.
- 47. (Previously presented) The method of claim 46 further comprising conjugating the recovered antibody with a cytotoxic agent or enzyme.
- 48. (Previously presented) A vector comprising the isolated nucleic acid of claim 32.
- 49. (Previously presented) A host cell comprising the isolated nucleic acid of claim 32.
- 50. (Previously presented) A method for making an antibody comprising culturing the host cell of claim 49 so that the nucleic acid is expressed and recovering the antibody from the host cell culture.
- 51. (Previously presented) The method of claim 50 further comprising conjugating the recovered antibody with a cytotoxic agent or enzyme.